

DOCKET NO: 240653US0DIV

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
ATSUSHI SUZUKI, ET AL. : EXAMINER: COE, S. D.
SERIAL NO: 10/626,708 :
FILED: JULY 25, 2003 : GROUP ART UNIT: 1654
FOR: AGENT FOR PREVENTING, :
IMPROVING OR TREATING
HYPERTENSION

ELECTION & RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement mailed August 12, 2004, the Applicants elect with traverse **Group II**, Claims 16-20, directed to a method for treating hypertension, and the following species: (A) **chlorogenic acid** and (B) a **central nervous system stimulating component**. The Applicants understand that examination will be extended to additional species upon an indication of allowability of a generic claim.

The traverse is on the basis that the Office has not established that an undue burden would be imposed on the Examiner in conducting an examination of both groups together, because similar subject matter is encompassed by each group. For example, a search of

Group II would also encompass a search of the compositions of Group I. Accordingly, the Applicants respectfully request that the Restriction Requirement be withdrawn and all the claims be examined together.

Respectfully submitted,

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COMMISSIONER FOR PATENTS
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ATTORNEYS AT LAW

RE: Application Serial No.: 10/626,708
Applicants: Atsushi SUZUKI, et al.
Filing Date: July 25, 2003
For: AGENT FOR PREVENTING, IMPROVING OR
TREATING HYPERTENSION
Group Art Unit: 1654
Examiner: COE, S.D.

SIR:


Attached hereto for filing are the following papers:

Election & Response to Restriction Requirement

Our check in the amount of **-0-** is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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